

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Georgia Rochon	Team: Squad #2	CCRB Case #: 201810096	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 12/05/2018 5:00 AM	Location of Incident: 25th Precinct stationhouse	Precinct: 25	18 Mo. SOL 6/5/2020	EO SOL 1/20/2021	
Date/Time CV Reported Wed, 12/05/2018 10:46 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 12/05/2018 10:46 AM		
Complainant/Victim	Type	Home Address			
Subject Officer(s)	Shield	TaxID	Command		
1. SGT Norman Cox	02339	945622	025 PCT		
Officer(s)	Allegation			Investigator Recommendation	
A.SGT Norman Cox	Abuse: Sergeant Norman Cox did not process § 87(2)(b) s complaint regarding an officer.				

Case Summary

On December 5, 2018, § 87(2)(b) filed this complaint with the CCRB over the phone.

On December 5, 2018, at approximately 5:00 a.m., § 87(2)(b) went to the 25th Precinct stationhouse and informed Sergeant Norman Cox of the 25th Precinct, who was working as the desk officer, that he wished to file a complaint against an officer. Sergeant Cox wrote the CCRB's phone number on sheet of paper (Board Review 01) and handed it to § 87(2)(b). § 87(2)(b) Sergeant Cox did not offer § 87(2)(b) the opportunity to file his complaint at the stationhouse or take any further action (**Allegation A—Abuse of Authority—Refusal to process a civilian complaint—§ 87(2)(g)**).

Footage from the 25th Precinct stationhouse was obtained through the course of this investigation. The full video is attached to IA #57 (Board Review 02) and it is summarized in IA #30 (Board Review 03). Relevant portions are embedded in the relevant sections below.

Findings and Recommendations

Allegation (A) -- Abuse of Authority: Sergeant Norman Cox did not process § 87(2)(b)'s complaint regarding an officer.

§ 87(2)(b) was interviewed at the CCRB on December 12, 2018. Sergeant Cox was interviewed on January 16, 2019.

§ 87(2)(b) stated that he arrived at the 25th Precinct stationhouse and told an officer sitting at a desk, Sergeant Cox, that he wished to file a complaint against a police officer. Sergeant Cox responded, "Okay, let me see," and did not ask for any further information. He then gave § 87(2)(b) a piece of white paper on which he had written, "CCRB 1-800-341-2272." Sergeant Cox did not say anything to § 87(2)(b) while handing him this paper, and did not ask § 87(2)(b) any questions about his complaint. § 87(2)(b) then left the stationhouse.

Footage from the 25th Precinct stationhouse, an excerpt of which is embedded below (Board Review 08), shows § 87(2)(b) arriving at the stationhouse. At 00:31 in the video, § 87(2)(b) can be seen speaking to Sergeant Cox, who is standing behind a clear plastic window. From 01:09 until 06:40, § 87(2)(b) stands against the wall and Sergeant Cox is not visible. § 87(2)(b) then approaches the clear plastic window. At 06:48 in the video, Sergeant Cox writes something on a white sheet of paper and hands the paper to § 87(2)(b). § 87(2)(b) § 87(2)(b) then exits the stationhouse.



201810096_20190124_1742_DM.mp4

Sergeant Cox worked as the desk officer at the 25th Precinct stationhouse during Tour 1 on December 5, 2018 (Board Review 04). Sergeant Cox did not recall this specific incident, but he identified his handwriting on the sheet of paper provided to the investigation by § 87(2)(b) and identified himself in the stationhouse footage as the officer behind the desk

speaking to § 87(2)(b) Sergeant Cox stated that it is his standard procedure to provide a civilian asking to file a complaint against a police officer with information on the various ways they can file the complaint with the CCRB. Sergeant Cox stated further that, typically, civilians ask Sergeant Cox for the CCRB's phone number and he provides it to them.

§ 87(2)(g)

On January 16, 2019, Det. Crandon of the Internal Affairs Bureau conducted a search for any complaint referred to IAB by an officer on § 87(2)(b)'s behalf. He found no such complaint.

NYPD Patrol Guide Procedure 207-31 (Board Review 05) states that an officer receiving a complaint from a civilian alleging misconduct by a uniformed member of service is obligated to "Report all misconduct complaints...including unnecessary use of force, abuse of authority, discourtesy, offensive language, etc., to the Civilian Complaint Review Board," except for those complaints which are "not within the jurisdiction of the Civilian Complaint Review Board," which, "will be referred to the Internal Affairs Bureau Command Center." If the complainant seeks to make the complaint in person, the member of service is required to "1. Interview the complainant 2. Give complainant first copy of Civilian Complaint Report (PD313-154)." Even if a civilian does not want to immediately make a complaint, the receiving member of service is obligated to "Provide the complainant with the first copy of the Civilian Complaint Report."

§ 87(2)(g)

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been a party (Board Review 06).
- Sergeant Cox has been a member of the NYPD for eleven years and is the subject of one prior CCRB allegation involving one case, which was not substantiated. § 87(2)(g)

Mediation, Civil and Criminal Histories

- § 87(2)(b) declined to mediate this complaint.
- As of January 25, 2019, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (Board Review 09).
- § 87(2)(b)

Squad No.: _____

Investigator: _____
Signature Print Title & Name Date

Squad Leader: _____
Signature Print Title & Name Date

Reviewer: _____
Signature Print Title & Name Date